

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, April 30, 2008 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Howard Shook, Chair Janice D. Davis, CFO
Councilmember Felicia A. Moore Departmental Staff
Councilmember Kwanza Hall
Councilmember Cleta Winslow
Councilmember Jim Maddox

Absent: Councilmember Clair Muller

Chairperson Shook called the meeting to order at 1:15 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Kwanza Hall, Cleta Winslow, Jim Maddox. Other Departmental staff was present as well.

The Agenda was adopted as printed. Minutes of the April 2, 2008 Regular Finance/Executive Committee were adopted.

DISCUSSION ITEM

OUTSTANDING INVOICES – JANICE DAVIS, CHIEF FINANCIAL OFFICER

CFO Davis stated that legislation was adopted on March 17, 2008 to submit to Accounts Payable any outstanding invoices. The response was overwhelming. We have invoices with a value of \$23 million dollars. It is important to know that they are in the system. 50% of them are less than 30 days old. We still have a ways to go. Councilmember Moore stated that she is glad for the responses. CFO Davis responded that it is a combination of those already received. We had \$39 million dollars on hold and the number jumped to \$53 million dollars. We discovered that there were invoices out there when vendors did not provide services, etc. Councilmember Moore asked how does it impact the current Budget. CFO Davis responded that many of them are related to the construction type services. We are three quarters through the Budget. The General Fund portion is not significant. Councilmember Moore asked if the General Fund will be out of this Budget or next year's Budget. CFO Davis responded that our instructions are that if you did not take the liberty by June 30th, it is not attributable to this fiscal year. It is designed because it is an attempt to match the revenues and expenditures. The City has been in a habit of carry forward the appropriations. If it is not handled by June 30th, it would be in the next Budget. One item on today's Agenda would have to go through a TR process, which ends up with the Chair of this Committee. Councilmember Moore stated that people should follow rules and procedures. If not, they should be disciplined or terminated. CFO Davis responded that it goes through a chain of command. Councilmember Moore stated that the Council needs to know and there should be some mechanism. CFO Davis responded that she would be happy to provide a report of the items. We have soft copies available of the reports. Once they are generated, the number changes. We are reviewing them on a daily basis. Just from yesterday there was a drop in \$20 million dollars. We have taken people from all areas to do different tasks. We have asked for two extra help people until the end of this fiscal year. We have the money to pay the bills. Councilmember Winslow stated that a lot of the invoices were from the Departments of Watershed Management and the Airport. CFO Davis responded that she does not know the number from the General Fund. Councilmember Winslow stated that she is concerned. She wants to talk about providing another way of paying our vendors since we are still working with Oracle. CFO Davis responded that the problem is not a system problem it is past practices that has caught up with us. There was some misalignment of the FAC's. Anyone who asked to get a bill out has done so. It is a people situation. Councilmember Winslow stated that employees are having problems getting information into the system. CFO Davis responded that the document will not get the vendors paid quickly. We know that there are some issues with the way we

procure. We need to create new procedures. Councilmember Winslow stated that it is awful to say that employees not wanting to follow policies. CFO Davis responded that it is the practices. The employees were doing what the system was permitting. We are paying for not running a tight shift. Councilmember Hall asked about insufficient funds. CFO Davis responded that it is not that there is no money. A line item may be negative, but there is enough money.

AUDIT REPORT – ORACLE FIRST PAYROLL RUN – LESLIE WARD, CITY AUDITOR

Mr. Gerald Shaffer: of Audit Office addressed the Committee by stating that on page #3 is the Audit objectives. Page #5 is the five issues discussed with Audit. Page #9 deals with the issue of mileage reimbursements, which show that the overpayments were programming errors. It was \$40 an hour instead of \$.40 cents per mile. The City has recouped all of it except for \$41,000 from two employees. Page #10 deals with overtime, which was a time keeping problem with Kronos. Peoplesoft was not in compliance. When timekeepers put in an effective date it included extra time. When there is overtime it has to be approved. It caused duplication and overtime was counted more than once. When there was training, it was not covered. We are trying to summarize that issue. Page #11 shows a graphical demonstration of getting the face data into Oracle. Councilmember Maddox asked what were the figure of the double overtime. Mr. Shaffer responded that he would cover the figures. It was \$71,000 in overpayments. We took each data and compared everyone. We contacted the timekeepers and made the adjustments. We are working with the Kronos Team and the Controller. We shared our methodology with them. They have to go back and figure out the overpayment. Councilmember Maddox asked if any came forward. Mr. Shaffer responded that most were just for an hour so they wouldn't know. 1000 employees or so were less than 10 hours. The vast majority was so slight. Councilmember Moore asked if any underpaid. Mr. Shaffer responded not according to this. When we met with the Departments of Finance and DIT we selected March 14th payroll. It had overpayments, but it was reduced. Training is the only way to reduce this. Councilmember Moore asked if you are suggesting adding more training per month. Mr. Shaffer responded that training should continue to trigger down. There was no record of who got training. The training was highly effective. Councilmember Moore asked if there is a list. Mr. Shaffer responded yes. Councilmember Moore stated that there is going to be a RIF and if we will lose the people who were trained. CFO Davis added that Ms. Luiz Borrero and DIT will identify the people in Oracle. If there is a new timekeeper we will begin a new round of training. There should not be a significant lapse. Councilmember Moore stated that is a problem. Mr. Shaffer responded that Slide #17 shows that the Departments of Finance and DIT agrees with the recommendations. We will keep monitoring it. Chairperson Shook stated that there are individual problems, but not like the first payroll run. Mr. Shaffer responded that most problems have been sorted out. We had issues with one time conversions with accounts. One recommendation is that anyone exempt, should not get overtime. Chairperson Shook asked if the Kronos and Oracle was foreseen. Mr. Shaffer responded yes. Chairperson Shook asked if we are relying on Kronos to work through this. Mr. Shaffer responded that he is not sure, their approach was training. The question was to correct the interface and it was not a good idea. He does not know if it can be prevented from reoccurring. Councilmember Winslow asked if the Auditor's Office part of the Steering Committee. Mr. Shaffer responded that we were uninvited then invited. They were not part of the voting. Councilmember Winslow stated that any new system will have problems. Did other municipalities look at best practices and learn from their implementation of Oracle. CFO Davis responded that part of the problem is the extent of Kronos was being used. Kronos is simply a payroll system. We were making payroll decisions of overtime within Kronos. Kronos usually takes your time and passes it. We have a Kronos system and a system that knew what to do with raw time and that was a problem. We had no way of knowing that it was built into the timekeeping system. Councilmember Winslow asked if Peoplesoft would go to Oracle. CFO Davis responded that we had a system that Peoplesoft could not support anyone. The integration was not completed into Oracle. She expects that we are going to get a megastar, but it is not available now. Councilmember Winslow asked for a listing of

Cities that use Oracle. Councilmember Hall stated that we have not had any IT representations.

Mr. Greg Giornelli: Chief Operating Officer of the Mayor's Office addressed the Committee by stating that IT is a full member of the Steering Committee. He was not sure that the Administration was to make a presentation. It was for the Audit Committee. ERP is our initiative. We fully believe in it and for the government going forward. If you wanted a presentation from IT we would have had them do it. The CFO and Ms. Borrero is fully aware to answer questions regarding the ERP because they are Co-Chairs of the Steering Committee. Councilmember Fauver asked if we are moving some of the decisions from Payroll. CFO Davis responded that it was to address the conflict. As soon as they were identified, we solved them. Oracle should be making the decisions and Kronos is just a timekeeping system. Mr. Shaffer responded that we have extra of the report and the Executive Summary available.

EMPLOYEE SEPARATION PROCESS – BENITA RANSOM, DPHR AND JANICE DAVIS, CFO

Mr. Giornelli stated that we are here to speak for the Administration regarding downsizing. He will discuss the process and history. In January, we were transparent about the City's financial difficulties. When we found out we made a presentation to City Council. We projected the deficit around \$70 million dollars. After that we did an analysis of the causes and did a presentation to the Council. Overwhelmingly was that over the last five years it was Pension and Health costs that had increased around \$100 million dollars. Along the way we were direct about the measures taken. We had a freeze on non-essential hiring and 50% of spending. We extended the freeze for non-sworn personnel. The deficit has now decreased to \$60 million dollars. We have made progress, but the deficit is still significant. We have elected to eliminate Classified and Non-Classified positions in the General Fund. We gave a letter to City Council and informed employees on April 22nd. On April 21st we did a timetable. We will announce the final decision on May 1st and May 5th. We still intend to meet that schedule. All of the considerations were taken into account to act on the deficit. From a Budget standpoint the current spending exceeds projected revenues. It is not possible for us not to take personnel actions in next year's Budget. We know that the downsizing will continue into the next fiscal year. Councilmember Maddox stated that we have not received the Budget yet. We can start looking at it to see if we agree or disagree. Mr. Giornelli responded that the downsizing initiative is from the Administration. CFO Davis responded that Kinkos will deliver the Budget at 3:00 p.m. today. Councilmember Martin stated that this schedule is a draft. CFO Davis responded that we provided a complete detailed Budget and it is the same document down to the Mayor's Letter, etc. There is no difference. Councilmember Martin asked for the City Attorney to explain that if the employees have a job up until June 30th, why are they dismissed on tomorrow.

Ms. Elizabeth Chandler: City Attorney and Jerry Deloach, Senior Assistant City Attorney addressed the Committee by stating that the Executive Branch has the authority to eliminate and run a Reduction In Force. Senior Assistant City Attorney read the Code **114-379 (Layoff and Reduction In Force)**. Councilmember Moore stated that she is looking for the citation and authority of Council. Senior Assistant City Attorney Deloach responded that Section D reads a Reduction In Force occurs when there is a Budget shortfall. Councilmember Moore stated that no one can make those decisions independently. She needs to know if it can be done outside the legislatively process. Senior Assistant City Attorney Deloach responded that a Rif can be done by an Agency, Department Head, Mayor's Office and Legislatively. It requires the Mayor to consider not implementing it. Mr. Deloach responded that we considered all three along with the hiring freezes and furloughs. It included the Mayor, CFO and HR Commissioner. The deficit cannot be accommodated by furloughs. Councilmember Moore asked about reassignments. Mr. Giornelli responded that we have a number of discussions to consider and they were pretty exhausted. We have to deal with 70% of the Budget is personnel. It is not possible to bridge that cost without cuts.

Councilmember Moore stated that whatever decision are going to be drastic ones. The frustration is at the end of the day when the Council has to pass the Budget. We did not have the benefit of when the discussions were taking place. People need to be clear that the Administration is making the decisions. You are setting policy through your decisions. There are major policies being made and that should be up to Council. If employees have questions, they should call the Mayor's Office. Councilmember Martin asked about the cause of the Rifs. We are the legislative action. Does it include the Administration staff. Senior Assistant City Attorney Deloach responded that you can initiate. The Mayor has to sign off on it. Councilmember Martin stated that a few minutes ago the COO said that he was confused. Is he qualified? First we should cut his salary then we can cut the 75 positions in the Administration that makes over \$70,000. We are balancing the Budget on the back of the laborers. Councilmember Winslow asked about the percentages. She thought that we were told that the Rif was discretionary and the Departments were to cut 25% of non-essential spending and now it is 50%. Mr. Giornelli responded that it was 50% in January. Councilmember Winslow asked for a copy of the report.

Ms. Benita Ransom: Commissioner of the Department of Human Resources addressed the Committee by stating that there are Classified and Unclassified employees. Classified are Grades 18 and below and Unclassified are 19 and above. She then gave examples of Unclassified employees. The way it works is that the Department will identify the Rif area and give a list of the Classifications, then the number of positions to abolish. We look at it and calculate retention points. It is comprised of years of services and evaluations and the highest is 240 points. The years of service is 120 points and a half a point for each month of work. Once we determine the ranking of the employee we then determine the Rif of the employees. We refer to other Department jobs or outside jobs. We give recommendations to the AWDA and we provide Workshops. AWDA will also host job fairs. Councilmember Moore asked how many employees came back to the City. Commissioner Ransom responded that she would provide the information. Chairperson Shook asked when will the Personnel Paper be here? Commissioner Ransom responded that it will follow the Budget. Chairperson Shook asked when was the last time the Rif process was changed. Commissioner Ransom responded that it has not been changed. We have five evaluation ratings. It used to be three. Councilmember Moore asked if the Department has followed guidelines of Code Section 114. Commissioner Ransom responded yes. Councilmember Moore asked if Early Outs were considered. Commissioner Ransom responded that it was discussed. CFO Davis responded that we discussed an Early Out, but it has a detrimental impact on the Pension along with termination payments, but it was dismissed. You will be taking a short term pain and making it a 30 or 40 year pain. It would also raise the Pension costs. You would have a higher than normal benefit load. Commissioner Ransom added that there was legislation introduced by Councilmember Martin to reduce the penalty for any employee that is RIF. Councilmember Moore asked about the numbers from the Mayor's Office. Mr. Giornelli responded that we are participating equally. Councilmember Moore asked if there was a Rif plan. Commissioner Ransom responded yes. Our plan is to take the plans from various Departments and look at each employee record. We document their retention forms. Councilmember Moore asked if it is approved by HR. She requested a plan that HR has. She wants a copy of the Departments plans as well. If there are adjustments, she wants a copy of them. Commissioner Ransom asked if it can be as a package on Monday. Councilmember Moore responded no. The information exists now. What will happen tomorrow exists now. She wants it now. Commissioner Ransom clarified that no checks will be cut tomorrow. They will be told that they have a two week notice and they can exhaust their vacation. We will pay them for their time, but not on tomorrow. They will be taken off of the payroll in the future. She is not at liberty to make the list public. Councilmember Moore stated that we have a right to request personnel information. Commissioner Ransom responded that she will consult with the Law Department. She then asked if she can release it at the end of Department's Budget meetings. Chairperson Shook asked if they are in the document. CFO Davis responded that each Department has an inscription in their summary page. There would be a way in going through the entire book. Mr. Gironelli responded that the total number is in

the Budget itself. He does not know if you want it in a different format. Our concern is to be fair to employees of being notified. We prefer for them to be told by their Department Head. Councilmember Moore stated that some employees have gotten leaked out information. She is not asking for people's names. Mr. Giornelli responded that we have to protect the confidentiality. Councilmember Moore stated that they understand what is going on. Councilmember Martin stated that he has been told that Mr. Dave Edwards gave out a list with names on it. We are not idiots. City Attorney Chandler added that Councilmember Moore is looking for non-identified information and the Law Department does not have a problem with that. Commissioner Ransom stated that she would provide the information. Councilmember Martin stated that there are no cuts in the Administration.

Mr. Greg Pridgeon: Chief of Staff of the Mayor's Office addressed the Committee by stating that that we do have cuts in the Executive Offices. Councilmember Moore asked about the vacation pay. Commissioner Ransom responded that employees do not get paid for Sick Leave, but if they retire it is incorporated into their Pension and if they are in the Defined Benefit Plan they are paid for vacation. They get a two week notice. Once they get a notice they do not get to go back to the work place. CFO Davis responded that they get two weeks of pay. Commissioner Ransom responded that non-exempt employees can get a lump sum. Councilmember Fauver stated that Fox 5 News had a list of the Riffed Employees. Are those accurate figures that were leaked? Mr. Pridgeon responded that the information will be in the Budget book. Councilmember Fauver asked if the two figures are accurate. Mr. Pridgeon responded that he would have to take a look at it. Councilmember Winslow asked if the cuts were for 2007/2008. Mr. Pridgeon responded yes. Councilmember Winslow asked if 2008/2009 Budget is 25% cut across the board. Mr. Pridgeon responded that we have gone through a Budget process for Council's consideration. We have asked different Departments to do different things. It is our assessment of the level of service. We will have all of the information on tomorrow. We are eager to have the discussion about the specific cuts. This is not the appropriate time. Councilmember Winslow asked for the percentage of each department. Councilmember Martin stated that nothing has been said to a point of concern. What will you do about the caseload of the Public Defender's and Solicitor's Office. City Attorney Chandler responded that tomorrow each Office will independently take what they have agreed upon. She has not looked at the staffing level, but we are working with Mr. Raines Carter. Councilmember Martin stated that you have to test it first. City Attorney Chandler responded that the prosecution of the cases will continue. Councilmember Winslow stated that we are folding apart of our judicial system into the Executive Branch. The State instructed municipalities that had to have a person to request a Public Defender. We are taking something traditionally of three branches of government (Judicial, Legislative and Executive). That is a terrible thing to do. She does not know if we can legally do that. City Attorney Chandler responded that the Solicitor function is under the Executive branch. The independence lies with the Judicial Branch. The Solicitor and the Public Defender are adversed and should be separate. Councilmember Martin stated that the County Solicitor does not report to the District Attorney. It is totally independent. Councilmember Winslow asked what is the reason for removing them? City Attorney Chandler stated that the Administration is providing some analysis. She suggests waiting for their analysis. Councilmember Moore asked if the analysis is with her help. Is there a thorough review? City Attorney Chandler responded that we provided legal advice to the Administration. Councilmember Moore asked what cuts are for City Council's Budget. We have staff to help us and we need someone to look at our Budget. The difference between this puts it in political influence. You don't have enough people and some cases may be heard and some may not. City Attorney Chandler responded that any changes require legislation. Councilmember Moore asked if the reorganization of government has to be approved by Council. City Attorney Chandler responded that she is talking about the Public Defender's Office. There are the reductions that are driven by Budget and reorganization does require separate legislation. We can't do the restructure without approval. The reductions can be initiated without Council's approval. Councilmember Moore asked if they can be reduced from the force without Council's not approving the reorganization. Who is soliciting? City Attorney Chandler

responded that it stays the way it is. Councilmember Moore asked how can you cut without Council approving the reorganization. Will we leave prosecuting cases alone until the reorganization is in place? City Attorney Chandler responded that she cannot respond on the Department's operation. Councilmember Moore asked when the Administration Rife Solicitor's Office, what role will you have. City Attorney Chandler responded that she is advising legal advice and in discussions with them. We will not take over any functions without legislation. Councilmember Moore stated that we would have to change the Budget to get people back. The Code needs to be redefined. Councilmember Martin asked why are the Police Officers here for security?

Sergeant Scott Kraher: President of the Police Union addressed the Committee by stating that he wants to discuss the DROP Program. Why is the DROP money going back into the Pension Fund? CFO Davis responded that the funds have to be in the Pension to be deferred. It is segregation and has to be paid out of the Pension and not on the City's balance sheet. The 2% was recommended by the people who asked for it and it is an administrative cost. Sergeant Kraher stated that we have serious concerns because it will significantly reduce the chance of promotions. It keeps our staff in place for an additional three years. He wants the Committee to hold the paper until HR can do a study.

Mr. Alfred Berry: President of the General Employees Pension addressed the Committee by stating that the Finance Department will no longer administer the Pension Plan for the General Fund Employees. We are trying to get a third party administrator. Two years ago Police and Fire did it, but we were persuaded to keep in-house staff. He then mentioned the deterioration of the Pension staff. The current Budget Director was our Pension person. We are in dire need of some assistance and direction. We don't know what we need to do. Does the Finance Department have the authority to do this? The Law Department is not really representing us. Councilmember Maddox stated that Fire and Police went through the same thing. Mr. Berry stated that the Board did not go out to contract per the CFO's recommendation. CFO Davis responded that after the settlement of the lawsuit, the City did not have the authority and it was the decision of the Boards. The lowest bid for General Pension was \$1.3 million dollars and it was more to staff the Office. We also recognized without a new system, there would be an insufficient service level. We hired Ms. Jackson and she was put under attack. We spent time refusing the allegations. We had an employee who had a illness and had to go out on leave. When the crisis came about there was no reason to subsidize the Office. Mr. Berry stated that there was writing back and forth from one Boardmember. She brought expertise, experience and confidence to the Board. CFO Davis responded that person has quit since she preferred not to deal with the Pension Board. Councilmember Hall stated that the rising Pension cost had to do with this crisis. We need to figure out a way to come to a Resolution. Mr. Berry stated that we cannot invest internationally. CFO Davis responded that the Administration did that and it was passed. We did another run that would have squeezed us in. Mr. Berry stated that maybe next year we can get in. Councilmember Moore stated that we were informed of the fiscal impact of changing the multiplier. Has something different happened since the changes? CFO Davis responded that City Council approved the 30 and out. The salaries, investments, number of employees affect the Pension costs. Our reception of earnings is 8%. We were still in the negative performance for years and we have had significant increases. We had increases in the level of salaries. We have employees living and working longer and drawing more salaries. Chairperson Shook stated that he would sit down with Mr. Berry.

Mr. Dave Walker: addressed the Committee by stating that there was no need to have Police Officers here. When can he review the Budget? CFO Davis responded that the Budget will be on the City's website.

Mr. Carey Duncan: addressed the Committee by stating that he has a concern because it is strange when the COO is not willing to meet with Councilmembers. All of a sudden the Mayor's Office people are running away. His main concern with the Budget is that Fire and Police not being on the table. We have to hire our own security to protect

ourselves. He wants to see a Council who stands up to the Mayor. He sees a few Councilmembers that he wants to see go.

Ms. Alexis Socarry: of the Solicitor's Office addressed the Committee by stating that she is a passionate person. What she sees is big business. No one should sacrifice their safety over budget cuts. The Prosecution Office acts on behalf of the victims and she will not be heard through the Law Department. Crime is getting worse in our City. She feels disrespected by this branch of government. The City spent \$40 million on a Court System that did not work.

Ms. Shelly Wojohn: of the Solicitor's Office addressed the Committee by stating that we had a 72% cut. The proposed cut for our Office was submitted by Dave Edwards. It went from 53 people to 15. We have 11 Attorneys to handle 200,000 cases with 1 Administrator. She relies on the administrative staff. The Budget takes away being prepared for the public. The Budget was presented by someone who has their own politically agenda. Mr. Carter had put in the 25% cut. CFO Davis responded that this is the Budget presented to us from the Administration. Their budget begins on page #93 and it is included in the Law Department. Ms. Wojohn responded that staff said that they would go to DeKalb County, etc. The problem is a mismanagement of money and it is taken out on the backs of the employees. Our function is to protect and serve the citizens of Atlanta. When there is a criminal charge it is us to defend them. With the money problem it is going to create crime problems. You take away the trust and integrity along with the money in Atlanta. A great injustice has been done. She is here to fight and be the voice.

Ms. Ronni Graham: addressed the Committee by stating that she is with the Solicitor's Office. She went over a case regarding the Budget in Gwinett County. This is unconstitutional.

General Larry Platt: addressed the Committee by stating that this is wrong. People need to be able to take care of their family. The Police Officers are not doing their jobs.

Ms. Lynn Wilcox: Case Screening Attorney of the Solicitor's Office addressed the Committee by stating that she keeps statistics on what her unit does. From April 2007 to April 2008 we looked at thousands of cases of non-arrest. For 11 Attorneys it is phenomenal. Of the 142,000 case, her unit keeps track of them. We will need our staff and more Attorneys. What are the people are going to do?

Mr. Leonard Tate: addressed the Committee by stating that this is what happens when you let the fox into the chicken coup. The private sector reaps havoc on the government. It is criminal that this fiasco is taking place. You can hardly get a phone call through to City Hall as it is. He recommends a few books to read. There have been twenty or thirty books written about Atlanta history. The whole conspiracy of regenefication is wrong. The City is contracting everything out. We cut staff to pay our rulers. Mr. Raines Carter and his staff are already overworked. Councilmember Moore stated that there is a two minute rule at Council and the Committee does not have two minutes. There are going to be times to limit people because of the enormity of issues. She then stated that she has a copy of the City Attorney authority. She does not see overseeing Municipal Court or their cases in it. She has a lot of concerns with this Budget and it is meaningless.

Mr. Jacob Daughtry: addressed the Committee by stating that he works in the Solicitor's Office. He is speaking from experience. There is a reduction of plan by Mr. Dave Edwards. We are down from 53 to 15 people. Mr. Dan Vandugen came and did an analysis of the Solicitor's Office and he determined that we were doing a good job. The Traffic Court was a cash cow and put the cases in the Solicitor's Office. The Court system was eliminated. The Court system has been cut each year. This is what going to happen, there will be no warrants issued, no screening of cases and dismissed or lost. Attorneys will not be prepared and there will be revenue loss and victims outraged as well as cases being backed up. This does not improve the system. There was a

report that called for an increase in the Solicitor's Office. In one day he will review 1000 cases. If they can't do their jobs, they will not do it at all. When the lawsuits come in the Franklin Administration will be gone. He is concerned that the Budget will go into effect on tomorrow. There is no plan for the City Attorney's Office. She is not going to get involved in that. You will have a Night Court soon. This is a necessity and not a convenience. The Solicitor's Office has projects to increase more revenues. There is no explanation of why you are doing it. Councilmember Winslow asked where was the study done. Mr. Daughtry responded Boston. Councilmember Winslow stated that a Charter Ordinance has to be done before any changes are made. Councilmember Moore stated that the Law Department has said that they will move forward with their authority to reduce the force. Whatever reduction is they will operate with what they have until a reorganization is done. Councilmember Winslow stated that we don't know why that Office is moving from the Courts. Even with the reduction, why are you moving the Office. Mr. Daughtry responded please stop what is happening on tomorrow until we can come to an understanding. Councilmember Moore stated that we have no authority or knowledge to stop what is happening. Councilmember Martin stated that if we get enough Councilmembers to go to Superior Court we can stop this. There may be a citizen that is an Attorney to stop it. You can get a temporary injunction. He then stated that Mr. Doug Mincher was a consultant for the firm.

TO APPOINT DAN SMITH AS CHIEF INFORMATION OFFICER

08-C-0813 (1) A Communication by Mayor Shirley Franklin appointing Mr. Dan Smith as Chief Information Officer for the City of Atlanta. This appointment is scheduled to being on the date of Council confirmation.

FAVORABLE

Mr. Pridgeon stated that Mr. Smith is here.

Mr. Dan Smith: addressed the Committee by stating that he appreciates the consideration. He has 20 plus years in IT. He has been responsible for data centers, budgets, software teams, technical documentation teams and systems change management. He has 20 plus years of large implementation systems. He is familiar with financial packages such as HR, Peoplesoft, Payroll systems and telephone systems. He has replace legacy systems. He has run PMO's. His undergraduate and graduate is from Georgia Tech. He and his children were born in Atlanta. He is aware of the challenges ahead of him. Councilmember Maddox asked if you have experience with Oracle. Mr. Smith responded that on the database side. Councilmember Maddox asked if you can handle it. Mr. Smith responded that you have a good system if you implement it correctly. Councilmember Maddox stated that the system has caused a lot of problems. He was impressed with your background experience and you are local. He offered a motion to Approve. Councilmember Moore asked if you are sure. Mr. Smith responded that he wants the challenge. Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

CONSENT AGENDA

TO AMEND CHAPTER 114, ARTICLE VI, DIVISION 4, OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA

08-O-0632 (1) An Ordinance by Finance/Executive Committee amending Chapter 114, Article VI, Division 4, of the Code of Ordinances of the City of Atlanta, Georgia entitled "Substance Abuse Policy" as it pertains to sworn employees of the Departments of Police, Fire and Rescue, Corrections, as well as all other employees of the various departments of the City of Atlanta who hold positions designated by the Commissioner of the Department of Human Resources as being safety-sensitive; to authorize the

Commissioner of the Department of Human Resources to designate certain employment classifications as being safety-sensitive in accordance with applicable law, rules, and regulations, for the purpose of random drug testing; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ENGAGE ON BEHALF OF THE CITY OF ATLANTA TO ESTABLISH AND IMPLEMENT A COST NEUTRAL DEFERRED RETIREMENT OPTION RETIREMENT PLAN

08-O-0736 (2) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0737 (3) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with ACS State and Local Solutions, Inc., for up to six (6) months, for Financial Collection Services, at a compensation rate of 22% of principal amount collected to be Charged To and Paid From Various Fund, Department Organization and Account Numbers listed herein; all revenue generated shall be deposited to various Fund, Department Organization and Account Numbers listed herein; and for other purposes.

FAVORABLE ON FIRST READ

TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0738 (4) An Ordinance by Financial/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize a month-to-month contract with Wallace, Roberts & Todd, LLC, for up to six (6) months, for the completion of the update to the Greenspace Plan; to increase the scope of the contract and add funding in an amount not to exceed thirty thousand dollars and no cents (\$30,000.00); all contracted work shall be Charged To and Paid From Fund, Department Organization and Account Number: 1001 (General Fund) 5212001 (Consulting/Professional Services) 250403 (Planning) 7410000 (Function Activity); and for other purposes.

FAVORABLE ON FIRST READ

TO AMEND THE 2008 GENERAL FUND BUDGET

- 08-O-0739 (5) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the 2008 General Fund Budget, on behalf of the Department of Planning and Community Development, in the amount of thirty thousand dollars and no cents (\$30,000.00) by transferring funds from 1001 (General Fund) 5212001 (Consulting/Professional Services) 030217 (Council Shared Support) 1110000 (Governing Body) (\$15,000.00) and 1001 (General Fund) 573004 (Council Members Expense) 030215 (Council Post 2 At-Large) 1110000 (Governing Body) (\$15,000.00) to 1001 (General Fund) 5212001 (Consulting/Professional Services) 250403 (Planning) 7410000 (Function Activity), for the update to the Greenspace Plan and an Evaluation of the Tree Ordinances; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE MAYOR OR HER DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO ACCEPT FROM THE PATH FOUNDATION ("PATH") DONATIONS

- 08-O-0740 (6) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee, on behalf of the City of Atlanta ("City"), to accept from the Path Foundation ("Path") Donations to fund the acquisition of property, easements, due diligence and closing costs in the project known as the Southtowne Trail Phase C which consists of easements of properties owned by a number of individual owners and a donation of 3.1 acres of land from Housing Group Partners LLC; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE ACCEPTANCE OF A GRANT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION

- 08-O-0741 (7) An Ordinance by Finance/Executive Committee authorizing the acceptance of a Grant from the Georgia Department of Transportation in the amount of \$54,000.00; authorizing the distribution of the Grant Money as required by the Georgia Department of Transportation; authorizing the Mayor, on behalf of the City, to enter into an Agreement with the Georgia Department of Transportation regarding the acceptance and distribution of the Grant Money; authorizing the deposit of Grant Money into Account Number 3340999 State Grant/Entitlements; authorizing the distribution of the Grant Money from Account Number 5239004 Service Grants; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR AGENDA

TO PROVIDE FOR THE USE OF PASSENGER FACILITY CHARGE REVENUES

- 08-O-0630 (1) A **Substitute** Ordinance by Finance/Executive Committee to provide for the use of Passenger Facility Charge Revenues to fund the optional redemption of the Series 2004K-1 and Series 2004K-2 Bonds; and for other purposes. **(Finance/Executive Committee Substitute corrects the Account, 4/30/08)**

FAVORABLE ON SUBSTITUTE

Ms. Dana Boone: Debt and Investment Chief addressed the Committee by stating that these are auction rate securities. We have been able to do them for the International Terminal and will redeem these Bonds. Chairperson Shook stated that the Substitute deals with the account. Councilmember Moore asked if we are paying these off. Ms. Boone responded that it is a redemption. In 2005, the proceeds were to be used for the International Terminal and it was delayed with the Bond proceeds still there. Some are still left. We are taking away a portion of it. Councilmember Moore asked if you can earn money from the proceeds. Ms. Boone responded yes, but she does not have the amount and we will get it refunded at a later date. Councilmember Moore asked what portion are we doing this for. How much will we keep? Ms. Boone responded that we have one investment that we are keeping the money in. In the essence of time it would help us with arbitrage issues. We had to get rid of the action rate bonds. Chairperson Shook asked how many have we done in the last three months. CFO Davis responded three and one is on Hold. Ms. Boone added that we have one for the Department of Watershed Management. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE 2008 WATER AND WASTEWATER REVENUE FUND BUDGET

08-O-0631 (2) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the 2008 Water and Wastewater Revenue Fund Budget, on behalf of the Department of Watershed Management, in the amount of \$6,366,316.14 by transferring funds from 2J01 (Water And Wastewater Revenue Fund) 791001 (Reserve For Appropriations) T11001 (Reservation Of Fund Appropriations) to 2J01 (Water And Wastewater Revenue Fund) 792001 (Reserve, Designated) T51019 (GEFA Loan-Water And Wastewater), to comply with Georgia Environmental Facilities Authority Loan Covenants; and for other purposes.

FAVORABLE ON SUBSTITUTE

Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO TRANSFER WATER AND WASTEWATER DEBT SERVICE RESERVE ACCOUNTS INTEREST EARNINGS

08-O-0633 (3) An Ordinance by Finance/Executive Committee to transfer Water and Wastewater Debt Service Reserve Accounts Interest Earnings, in the amount of \$12,903,984.93, by transferring \$1,857,445.58 from 2J27 (2001 Water and Wastewater Bond Fund) 781001 (Sinking Fund Requirement) T31Z04109999 (Debt Service Requirement), \$2,595,308.63 from 2J27 (2001 Water and Wastewater Bond Fund) 791001 (Reserve for Appropriation) T11001 (Reserve Of Fund Appropriations), \$8,451,230.72 from 2J28 (2004 Water And Wastewater Bond Fund) 791001 (Reserve for Appropriation) T11001 (Reserve Of Fund Appropriations), to 2J51 (Water And Wastewater Sinking Fund) 783010 (Interest Due) T65102 (Water and Wastewater Bond 2001A) (\$4,452,754.21), 2J51 (Water And Wastewater Sinking Fund) 783010 (Interest Due) T65106 (Water And Wastewater 2004 Bond) (\$8,451,230.72), for debt service payment; and for other purposes.

FAVORABLE

Ms. Boone stated that it was held in the Debt Service Sinking Fund for future Debt Service payments. Councilmember Hall offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0634 (4) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta, to authorize the Chief Financial Officer to remit payment for outstanding invoices through December 31, 2007 to Cognos Corporation for Software, Services and Support, in an amount not to exceed \$927,771.63, to be charged to and paid from FDOA Number 1001. (General Fund) 200301. (NDP Unallocated Citywide Employee Expenses) 5212001. (Consulting/ Professional Services) 1540000. (Human Resources); to authorize the Mayor to execute appropriate Contractual Agreements with Cognos Corporation, for Consulting, License Maintenance and Training Services, on behalf of the Department of Finance, in an amount not to exceed \$439,200.00, to be charged to and paid from FDOA 3503. (Capital Finance Fund) 200300. (Non-Allocated Fund Expenses) 5999999. (Projects and Grants Budget-Summary) 153500. (Data Processing/ Management) 110013. (Cognos Budget Development) 91226 (GMA Loan 9999); and for other purposes.

HELD ON SUBSTITTUE AS AMENDED

CFO Davis stated that there were two payment related to January 2008. In 2007 we were presented with invoices from Cosno Corporation. She could not find a contract between them and the City of Atlanta. There was no legislation and she refused an additional agreement. She then stated that she would pay them, but only through Council's approval. The contract was used for the Atl Stat Program. We were told the support would stop without a valid system. An agreement was signed by the Mayor's Office. They were paid a total of \$2.8 million dollars and paid \$900,000 for additional work. The only agreement found was a one year agreement for a maximum of \$600,000. Councilmember Hall stated that he has concerns with the agreements not being appropriately done. CFO Davis responded that one came in May 2003 for \$600,000 and there were other agreements after the original one had expired. We received satisfactorily services, but she could not find an extension to the contract. There is not a valid purchase order and she is willing to go forward with Cosnos. Councilmember Moore offered a motion to Hold because it is quite involved. CFO Davis responded that this was written was submitted by the Budget Department. Councilmember Moore offered a motion to **Hold on Substitute as Amended, 5 Yeas.** Councilmember Maddox asked what is the amount? CFO Davis responded that there is no additional dollar value. What was submitted extended through January? Chairperson Shook stated that he understands. Councilmember Maddox stated that we do in fact owe them. Councilmember Winslow asked who was supposed to do the purchase order. CFO Davis responded that the contract GAC is not Cosnos and expired in 2004. GAC was not the owner of the Cosnos contract and the contract was with GAC. One is to waive the Code to pay the old invoices and the other to waive the Code of what we already entered into. These have been sitting on the side to go anywhere. Councilmember Winslow asked to hear from the Law Department regarding our obligation. CFO Davis responded that if we receive their services, we owe them. From the City's perspective these were well respected people. Employees thought that we did not have to follow procurement processes because they were already under contract.

TO CORRECT ORDINANCE NUMBER 07-O-0870

08-O-0648 (5) An Ordinance by Finance/Executive Committee to correct Ordinance Number 07-O-0870 Adopted by the Atlanta City Council on June 4, 2007 and Approved by the Mayor on June 12, 2007; and for other purposes.

FAVORABLE

Councilmember Moore offered a motion to **Approve, 5 Yeas.**

TO AMEND THE CITY OF ATLANTA PROCUREMENT CODE SO AS TO ADJUST THE LIMITATIONS UPON THE MAYOR'S PROCUREMENT AUTHORITY

08-O-0817 (6) An Ordinance by Councilmembers Felicia A. Moore, Howard Shook, Joyce M. Sheperd, Cleta Winslow, Natalyn Archibong, Kwanza Hall, Ceasar C. Mitchell, H. Lamar Willis, Ivory Lee Young, Jr., and C.T. Martin to amend the City of Atlanta Procurement Code so as to adjust the limitations upon the Mayor's Procurement authority from \$300,000.00 to \$100,000.00; to \$100,000.00; to adjust the limitations on the Mayor's Small Purchase Authority from \$50,000.00 to \$20,000.00 and to adjust the threshold requirement for approval of Competitively Procured Contracts by the City Council of Atlanta from \$300,000.00 to \$100,000.00; to repeal conflicting Ordinances; and for other purposes.

HELD

Councilmember Maddox offered a motion to Hold. Councilmember Moore stated that this is a Charter Amendment.

TO AMEND THE CHARTER OF THE CITY OF ATLANTA

08-O-0818 (7) A Charter Amending Ordinance by Councilmembers Felicia A. Moore, H. Lamar Willis, Joyce M. Sheperd, C.T. Martin, Felicia A. Moore, Mary Norwood, Ivory Lee Young, Jr., Cleta Winslow, Kwanza Hall, Howard Shook, Natlayn Archibong and Ceasar C. Mitchell to amend the Charter of the City of Atlanta adopted under and by virtue of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended to amend Part 1, Subpart A, Article VI, Chapter 3, Section 6-304 of the Charter of the City of Atlanta, Georgia (Ga. Laws 1996, p. 4469, et. seq.) approved April 15, 1996, as amended, by amending Article 3, Chapter 1, Section 3104 (14) so as to adjust the limitations upon the Mayor's Procurement Authority from \$300,000.00 to \$100,000.00; to amend Article 6, Chapter 4, Section 6-402, so as to adjust the limitations on the Mayor's Small Purchase Authority from \$50,000.00 to \$20,000.00 and to adjust the threshold requirement for approval of Competitively Procured Contracts by the City Council of Atlanta from \$300,000.00 to \$100,000.00; to repeal conflicting Ordinances; and for other purposes.

FAVORABLE

Councilmember Maddox offered a motion to Hold. Councilmember Moore offered a Substitute motion to **Approve, 5 Yeas.**

Mr. Jack Tilson: Senior Assistant City Attorney addressed the Committee by stating that we are making those changes in the Code. Councilmember Moore stated that she

asked the Department of Law to review the Charter and Code changes so she wouldn't have to come back later. Senior Assistant City Attorney Tilson responded that this requires three reads. The changes are not finalized. There are changes that need to be made in the Charter. The timing issues are a problem. Councilmember Moore stated that you make changes on the front end of it. Senior Assistant City Attorney Tilson responded that Angela Hinton will make the changes and she is not here right now. Councilmember Moore stated that this is keeping it as it was previously. Senior Assistant City Attorney Tilson responded that the companion piece is the one that has changes. Councilmember Moore stated that from the beginning she was not a component of increasing the amount in the Procurement Code. We were told that Oracle would keep control of these matters. September 30th is when it is supposed to take place. When the economy is better we can change it back, but now we need back our control. Mr. Pridgeon stated that we understand the concerns. We are in approval of the Charter Amendment that was previously approved, but we are opposed to the Ordinance. Councilmember Maddox stated that he wants to remind the Committee that Council voted to make the changes. His position has not changed. It was to get a lot more accomplished. It is a waste of taxpayer's money to reintroduce it. The money has already been spent for the advertisement. Councilmember Winslow stated that we need to get a better handle on where money is going. She is not feeling comfortable with where the economy is going. She is real scared for the City right now and supports this. Councilmember Moore offered a motion to **Approve, 4 Yeas, 1 Abstention, Second Read, 1st Adoption.**

TO AMEND CHAPTER 114, PERSONNEL, ARTICLE IV, CLASSIFICATION PLAN AND PAY PLAN OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA

08-O-0819 (8) An Ordinance by Councilmembers Felicia A. Moore, H. Lamar Willis, Cleta Winslow, Natalyn Archibong, Howard Shook, Joyce M. Sheperd, Mary Norwood, Clair Muller, Ivory Lee Young, Jr., Ceasar C. Mitchell, Kwanza Hall and Anne Fauver to amend Chapter 114, Personnel, Article IV, Classification Plan and Pay Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to delete Sec. 114-120 Compensation Committee; and for other purposes.

FAVORABLE

Mr. Pridgeon stated that the Administration opposes this Ordinance. The Executive Branch agreed to a threshold. Anything beyond that it has to go to the Compensation Committee. It is sufficient and has been helpful. We want the paper addressed. Councilmember Moore offered a motion to Approve. We have listened to the Administration and Council supports this paper. Council felt that working with the Administration they could handle it. We need a better control of personnel. It has a direct impact on the Budget. In light of where we are our citizens want us to look at areas of having more input. She offered a motion to Approve. Mr. Pridgeon responded that Council still is responsible for creating classifications. Council also sets the number of positions. It is a lot of the work is bureaucratic work and issues. She is asking the Council to consider getting the authority back. Councilmember Maddox stated that the deficit is caused by a lot of things and not only these two actions we approved. Mr. Pridgeon responded that Council should take a look at the quarterly reports. Councilmember Moore stated that this attempts to have oversight. Councilmember Winslow stated that the Mayor urged us to work together. Since the closing of December, what recommendations can the Administration make of the deficit? She is extremely concerned about this City. We have to make it better. Mr. Pridgeon stated that we have made tough and difficult recommendations. This is help to resolve problems. It kept from having so much administrative costs. We have a dollar amount of how much is saved since the Committee has been put in place. Councilmember Winslow stated that she is not comfortable with where we are. Councilmember Moore offered a motion to **Approve 4 Yeas, 1 Abstention. 2nd Read, 1st Adoption.**

TO AMEND THE CODE OF THE CITY OF ATLANTA, GEORGIA BY AMENDING ARTICLE 3, CHAPTER 5, SECTION 3-5 (C)

- 08-O-0820 (9) An Ordinance by Councilmembers Felicia A. Moore, Clair Muller, H. Lamar Willis, Howard Shook, Natalyn Archibong, Kwanza Hall, Mary Norwood, Ceasar C. Mitchell, C. T. Martin, Ivory Lee Young, Jr., Joyce Sheperd, Cleta Winslow and Anne Fauver to amend the Code of the City of Atlanta, Georgia by amending Article 3, Chapter 5, Section 3-5-5 (c) so as to identify circumstances effecting reemployment of retirees; and for other purposes.

FAVORABLE

Councilmember Moore offered a motion to **Approve, 5 Yeas.**

TO AMEND ARTICLE IX, SECTION 2-912 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA

- 08-O-0821 (10) An Ordinance by Councilmembers Felicia A. Moore, Cleta Winslow, Anne Fauver, Ceasar C. Mitchell, H. Lamar Willis, Mary Norwood, Natalyn Archibong, Joyce M. Sheperd, Ivory Lee Young, Clair Muller and Kwanza Hall to amend Article IX, Section 2-912 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Procedures for Making Payments by City") to establish a procedure for making payments in violation of the Procurement Code.

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS

- 08-O-0822 (11) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1_____ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds.

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA

- 08-O-0826 (12) A Charter Amending Ordinance by Councilmembers Howard Shook, Cleta Winslow, Felicia A. Moore, Kwanza Hall and Clair Muller to amend the Charter of the City of Atlanta adopted under and by virtue of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended to amend Part 1, Subpart A, Article VI, Chapter 3, Section 6-302 of the Charter of the City of Atlanta, Georgia (Ga. Laws 1996, p. 4469, et. seq.) approved April

15, 1996, as amended, so as to add a requirement that the Annual Budget be posted on line; and for other purposes.

FAVORABLE

CFO Davis stated that it is on line now. Chairperson Shook offered a motion to **Approve, 5 Yeas. 2nd Read, 1st Adoption.**

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

08-O-0829 (13) An Ordinance by Councilmember Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1, et. seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga. Laws P. 4469, et. seq., by amending Article 2, Chapter 3, Section 2-302 (c) so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in Taxes, Fees, or Bond Indebtedness; and for other purposes.

FAVORABLE

Mr. Pridgeon stated that that the Administration opposes this legislation. It is not in the interest of good government. He offers to adverse the paper. Councilmember Maddox asked why didn't you include any matter of spending City funds. Chairperson Shook stated that there is a distinction. Councilmember Maddox stated that some contracts are in the millions. Anything with spending money should have ten votes. Councilmember Moore understands what Chairperson Shook is trying to do. She is cautioned with the situation of today and future. The Taxes and Fees are the more difficult ones for us to do. There can be a desperate need for an increase and not enough Councilmembers to vote for it. If it is not justified she is not going to vote for it anyhow. We need to stop giving the Administration eight votes. Mr. Pridgeon responded that when there is an issue with Fees, it should be sent to the NPUs for a thirty day review. The Council used to vote on majority. The Charter has been modified to be more fair. This is overkill and excessive. Chairperson Shook offered a motion to **Approve, 2 Yeas, 1 Nays, 2 Abstentions. 2nd Read, 1st Adoption.**

TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION 2, SUBDIVISION II, SECTION 2-351

08-O-0830 (14) An Ordinance by Councilmember Howard Shook to amend Chapter Two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, "Authorization to Issue Commercial Paper") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote to two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in Bond Indebtedness; and for other purposes.

FAVORABLE

Chairperson Shook stated that we see a lot of Bond Issues come before us. He then offered a motion to **Approve, 2 Yeas, 1 Nay, 2 Abstentions.**

TO AMEND CHAPTER 146, DIVISION 1, ARTICLE II, SECTION 146-26

08-O-0831 (15) An Ordinance by Councilmember Howard Shook to amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, "Levy"), Chapter 146, Article II, Section 146-79 (Entitled, "Levied") and Chapter 146, Article IV, Section 146-113 (Entitled, "Excise

Tax Levied; Collection”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in Taxes; and for other purposes.

FAVORABLE

Chairperson Shook offered a motion to **Approve, 2 Yeas, 1 Nay, 2 Abstentions.**

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

08-O-0832 (16) An Ordinance by Councilmember Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. et. seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga. Laws P. 4469, et. seq., by amending Article 2, Chapter 3, Section 2-302 (c) so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve an Ordinance that would result in an increase in Taxes, Fees, or Bond Indebtedness; and for other purposes.

FILE

Chairperson Shook offered a motion to **File, 5 Yeas.**

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION 1, SECTION 2-69

08-O-0833 (17) An Ordinance by Councilmember Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision 1, Section 2-69 (Entitled, “Quorum; Vote Requirement For Passage of Legislation”) and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96 (c) (Entitled, “Presence at Meetings’ Voting on Questions”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new Fees and Taxes or an increase in existing Taxes, Fees, or Bond Indebtedness; and for other purposes.

FAVORABLE

Chairperson Shook offered a motion to **Approve, 2 Yeas, 1 Nay, 2 Abstentions.**

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105

08-O-0834 (18) An Ordinance by Councilmember Howard Shook **as Substituted by Finance/Executive Committee (1), 4/30/08** to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, “Establishment or Change in Fees for Service; Notice to Public”) of the Code of Ordinances of the City of Atlanta, so as to required an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in Fees; and for other purposes. **(Finance/Executive Committee Amendment states in Section 1, 2-105, Paragraph A, last comma should say no new fees, 4/30/08)**

FAVORABLE AS AMENDED

Chairperson Shook stated that Section 1, 2-105, Paragraph A, last comma should say no new fees. He then offered a motion to **Approve as Amended, 2 Yeas, 1 Nay, 2 Abstentions.**

TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS FROM _____ TO VARIOUS DEBT SERVICE RESERVE SUBACCOUNTS

08-O-0835 (19) An Ordinance by Councilmember Howard Shook authorizing the Transfer of Appropriations from _____ to various Debt Service Reserve Subaccounts for the purpose of complying with the Debt Service Reserve requirement specified in the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1896), as amended; and for other purposes.

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE

08-O-0836 (20) A **Substitute** Ordinance by Councilmember Howard Shook **as Substituted by Finance/Executive Committee (1), 4/30/08** to (1) provide for the Issuance and Sale of Tax Allocation Bonds (Beltline Project) for the initial phase of the implementation of the Beltline Redevelopment Plan, in multiple Series from time to time, in the Aggregate Principal amount not to exceed \$_____ (the "Bonds"), (2) provide for the Issuance and Sale of an initial Series of Bonds designated "City of Atlanta Tax Allocation Bonds (Beltline Project), Series 2008 (the "Series 2008 Bonds"), for the purpose of providing funds to pay, or to be applied or contributed toward, the payment of other redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"), (3) amend certain provisions of the City's Ordinance Number 05-O-1733, (4) authorize paying expenses incident to accomplishing all of the foregoing, (5) authorize the execution of financing documents in respect of Projects in the Beltline TAD including the 2008 Projects, including a Master Indenture of Trust, a First Supplemental Indenture of Trust with respect to the Series 2008 Bonds and a Bond Purchas Contract, and (6) authorize certain other related actions, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds, and for other purposes. **(Finance/Executive Committee Substitute..., 4/30/08)**

FAVORABLE ON SUBSTITUTE

Ms. Dana Boone: Chief of Debt and Investment addressed the Committee by stating that this is for the Beltline Project. Chairperson Shook asked when will it go before the Judge.

Ms. Terri Montague: addressed the Committee by stating that our intention was to issue bonds. That is the only change as it relates to the list of projects. We will come back as to how we will allocate the Bonds. After fine tuning we will come back to Council. You approved the Work Plan in July 2006. We have to go back into a Bond Revalidation. The categories are the same with less money to work with. Councilmember Maddox asked what happens when the matter of the ABOE come up. What is the process? Ms. Montague responded that **SS936** was passed for a Statewide Referendum. That cannot take place. The School Boards have to decide if they want to opt in. One is to allow us to go through the Courts system and the County participation lapses if not before year end. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

Chairperson Shook asked how long was it for the County. Ms. Montague responded three years. Chairperson Shook asked if other Bonds had deadlines.

Mr. Dick Laden: Bond Counsel addressed the Committee by stating all are different. This is the first one with a deadline. Ms. Montague added that the Beltline has built some momentum. This allows the momentum to continue without a tax increase. Councilmember Winslow stated that the Beltline walk trail has been great. A lot of people are using the bath even though it is not completed.

TO AUTHORIZE THE MAYOR TO EXECUTE A QUITCLAIM DEED

08-O-0844 (21) An Ordinance by Councilmembers Carla Smith and Ceasar C. Mitchell authorizing the Mayor to execute a Quitclaim Deed conveying the City's interest in Lakewood Heights Elementary School located at 335 Sawtell Avenue, Atlanta, Georgia, in land lots 39 and 40 of the 14th District, Fulton County, Georgia ("Property"), in an amount not to exceed one dollar (\$1.00), to the Atlanta Independent School System, so as to allow the Atlanta Independent School System to dispose of the property; and for other purposes.

FAVORABLE

Mr. Pridgeon stated that Atlanta Public Schools thought that we had already conveyed the property. Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO TRANSFER FUNDS IN THE AMOUNT OF \$5,000.00 FROM COUNCIL DISTRICT 8 EXPENSE ACCOUNT

08-O-0850 (22) An Ordinance by Councilmember Clair Muller **as Substituted by Finance/Executive Committee (1), 4/30/08** to transfer funds in the amount of \$5,000.00 from Council District 8 Expense Account to Public Works' Curbing Replacement Account for the installation of curbing in front of 2590 Rivers Road to the curve at Muscogee Avenue; and for other purposes. **(Finance/Executive Committee Substitute removes the Anticipation reference and corrects the Account Numbers, 4/30/08)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute. CFO Davis responded that it removes the Anticipation reference and corrects Account Numbers.

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT ON BEHALF OF THE ATLANTA FIRE AND RESCUE DEPARTMENT

08-R-0719 (1) A Resolution by Public Safety and legal Administration Committee authorizing the Mayor to enter into an Agreement on behalf of the Atlanta Fire and Rescue Department with Wachovia Bank to secure financing for an amount not to exceed four hundred thirty six thousand six hundred sixty dollars and zero cents (\$436,660.00) at 3.36% interest for a term of three years to supplement Grant Funds from Georgia Emergency Management Agency for the purpose of purchasing mobile data computers and automatic vehicle locators; and for other purposes.

HELD

Ms. Serena Sparks: Deputy City Attorney addressed the Committee by stating that the paper will be put on Hold. CFO Davis stated that there is some time sensitivity because

it expires in thirty days. We expected a Substitute for the first due date. Deputy City Attorney Sparks responded that we are waiting on the final rate.

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 3 WITH UNITED CONSULTING

08-R-0742 (2) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Renewal Agreement No. 3 with United Consulting for FC 7449-02B, City Wide Annual Contract for Geotechnical and Environmental Engineering, Testing and Investigation Services on the behalf of the Department of Watershed Management, Public Works and Parks, Recreation and Cultural Affairs in to provide Professional Consulting Services. All contracted works shall be Charged To and Paid From Various Funding Sources; and for other purposes.

FAVORABLE

Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

08-R-0815 (3) A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. seq., of the City of Atlanta Code of Ordinances, utilizing Fulton County, Georgia Contract #061TB512353K-JD, to authorize Centennial Contractors Enterprises, Inc. to provide fast track repair and Construction Services for City owned facilities, on behalf of the City of Atlanta Department of Executive Offices (Office of Enterprise Assets Management) in an amount not to exceed six million, seven hundred five thousand dollars (\$6,705,000.00); all funds shall be Charged To and Paid From Fund Account and Center Numbers: -----.

HELD

Mr. Robert Schuler: of the Department of Public Works addressed the Committee by stating that we want the paper Held.

TO REQUEST AND AUTHORIZE THE CITY AUDITOR THROUGH THE AUDIT COMMITTEE TO ASSIST THE ATLANTA CITY COUNCIL

08-R-0825 (4) A Resolution by Councilmembers Howard Shook, Clair Muller, Cleta Winslow, Felicia A. Moore and Kwanza Hall to request and authorize the City Auditor through the Audit Committee to assist the Atlanta City Council, Finance/ Executive Committee in the evaluation of the City of Atlanta 2009 Budget; and for other purposes.

FAVORABLE

Councilmember Moore stated that she is in support of this. Council needs an additional staff member with Municipal budgeting experience. She then offered a motion to **Approve, 5 Yeas.**

TO REQUEST THE CITY AUDITOR THROUGH THE AUDIT COMMITTEE TO PROVIDE QUARTERLY UPDATES

- 08-R-0827 (5) A Resolution by Councilmembers Howard Shook, Clair Muller, Cleta Winslow, Felicia A. Moore and Kwanza Hall to request the City Auditor through the Audit Committee to provide quarterly updates on the status of administration responses to the FY 07 Management Letter; and for other purposes.

FAVORABLE

Chairperson Shook offered a motion to **Approve , 5 Yeas.**

TO REQUEST THAT THE MAYOR DIRECT THE DEPARTMENT OF PROCUREMENT VIA THE CHIEF PROCUREMENT OFFICER TO TRACK AND REPORT ON A NUMBER OF PROCUREMENT ACTIVITIES

- 08-R-0828 (6) A Resolution by Councilmembers Howard Shook, Clair Muller, Cleta Winslow, Felicia A. Moore and Kwanza Hall to request that the Mayor direct the Department of Procurement via the Chief Procurement Officer to track and report on a number of procurement activities; and for other purposes.

HELD

Mr. Adam Smith: Chief Procurement Officer addressed the Committee by stating that we were prepared to do an update on the Audits of 2006.

TO AUTHORIZE THE MAYOR TO EXECUTE, DELIVER AND PERFORM, (1) A CONTRACT WITH THE CITY OF ATLANTA SOLID WASTE MANAGEMENT AUTHORITY ("SWMA")

- 08-R-0837 (7) A Resolution by Councilmember Howard Shook a Resolution of the City Council of the City of Atlanta authorizing the Mayor to execute, deliver and perform, (1) a contract with the City of Atlanta Solid Waste Management Authority ("SWMA") for the issuance of refunding Revenue Bonds in the aggregate principal amount not to exceed \$22,500,000 to refund Bonds previously issued by SWMA which financed the closure of the Cascade Road Landfill, the Key Road Landfill, the East Confederate Avenue Landfill and the Gun Club Road Landfill; (2) a Bond Purchase Agreement in connection with such Bonds; and (3) a continuing Disclosure Agreement; authorizing the approval of an Official Statement; and for other purposes.

FAVORABLE

Ms. Boone stated that that the market has been volatile. Councilmember Moore asked how much is the projected savings? Ms. Boone responded \$1.6 million dollars and the total savings is \$1.2 million dollars. It will help the General Fund because the debt is supported by the General Fund. Councilmember Moore asked if there are new projects. Ms. Boone responded no new projects. Councilmember Moore asked for a White Paper. Ms. Boone responded that the maximum interest rate is 5% and if more we will reject it.

Mr. Hun Chow: Bond Council addressed the Committee by stating that there is no precise time limit. As a general, it is one year. Councilmember Winslow asked what is the current bond rate? Ms. Boone responded that these are insured and it is a refunding. Councilmember Moore asked if there are issues with Bond insurance. Ms. Boone responded not with this one. Councilmember Moore offered a motion to **Approve, 5 Yeas.** She then asked if it is necessary to have insurance. Ms. Boone responded yes. CFO Davis added that this is an authority obligation. It is through a contract and a lease agreement and needed added insurance. Unless there is tons of revenue from another source, you need the insurance.

TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.

- 06-R-1667 (1) An **Amended** Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Amended and Held, 8/16/06 at the request of the Committee to allow time pending additional review)**

HELD

TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA, GEORGIA

- 07-O-0138 (2) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

HELD

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

- 07-O-0622 (3) An Ordinance by Councilmembers Anne Fauver and Carla Smith Authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances to maximize efficiency in purchasing systems furniture for several City of Atlanta Capital Projects; and for other purposes. **(Held, 3/28/07 pending a Substitute to include other Projects)**

FILE

TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW

- 07-O-0623 (4) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of 4605 Birdie Lane, SW, Atlanta, Georgia, 30331, 0.404 acres of land located in Land Lot 61 of the 14th District of Fulton County to the corporate limits of the City of Atlanta, Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 3/28/07 to ensure annexation procedures are executed appropriately)**

HELD

TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS CASCADE FALLS SUBDIVISION

- 07-O-0624 (5) An Ordinance by Councilmember James Maddox to provide for the Annexation of land known as Cascade Falls Subdivision to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/28/07 pending review to determine additional properties contiguous to the City are identified and included in the annexation)**

HELD

TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE ORKNEY/LANARK DRIVE COMMUNITY

- 07-O-0968 (6) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Orkney/Lanark Drive Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

HELD

TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA

- 07-O-0974 (7) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

HELD

TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

- 07-R-1086 (8) A Resolution by Finance/Executive Committee Authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Chapter 2, Article X, Division 15, Section 2-1601 et. Seq. of the City of Atlanta Code of Ordinances, utilizing State of Georgia Contract #SWC50755 with Bank of America, N.A., on behalf of the Department of Finance, for the use of Bank of America Visa purchasing cards and associated services; and for other purposes. **(Held, 5/30/07 pending receipt of documentation that the recommendations from the Credit Card Audit are met)**

HELD

TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE IN THE AMOUNT OF \$4.50

- 07-O-1087 (9) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to allow the City to impose a verification/convenience fee in the amount of \$4.50 on credit cards users, on-line payment users, electronic check users, or interactive voice response users submitting payments for fees and/or fines imposed by the City of Atlanta such as those associated with traffic enforcement and Water and Wastewater

City Services; to recover the cost the City pays to third-party vendors to process such payments; all collected funds will be deposited into various Fund, Account and Center Numbers; and for other purposes. **(Referred back to Finance/Executive Committee by Council, August 20, 2007); (Held, 8/29/07)**

HELD

TO ENCOURAGE MEMBERS OF THE UNITED STATES CONGRESS TO SUPPORT THE EMPLOYEE FREE CHOICE ACT

07-R-1904 (10) A Resolution by Councilmember Joyce M. Sheperd that encourages Members of the United States Congress to support the Employee Free Choice Act which authorizes the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them. **(Held, 9/12/07 at the request of the Committee to discuss with the Author)**

HELD

TO SUPPORT H.R. 2447 TO ESTABLISH AN ENERGY AND ENVIRONMENT BLOCK GRANT PROGRAM

07-R-2138 (11) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

HELD

TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007

07-R-2139 (12) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

HELD

TO CREATE A NEW SECTION 2-46.1

08-O-0085 (13) An Ordinance by Councilmembers Felicia A. Moore, C.T. Martin, Mary Norwood, Jim Maddox, Ivory Lee Young, Jr., Ceasar C. Mitchell, Joyce M. Sheperd and Natalyn Archibong to create a new Section 2-46.1 entitled "Authorization Required by City Council for Requested Local Government Approval and/or Letters of Support"; and for other purposes. **(Held, 1/16/08)**

HELD

TO APPOINT MR. MICHAEL HOSMER TO SERVE AS A MEMBER OF THE PERRY/BOLTON TAD ADVISORY BOARD

08-C-0217 (14) A Communication by Councilmember Felicia A. Moore appointing **Mr. Michael Hosmer** to serve as a member of the Perry/Bolton TAD Advisory Board. This appointment is scheduled to begin on the date of Council confirmation. **(Forward with no recommendation by Finance/Executive Committee, 2/13/08;**

Forwarded to Full Council with recommendation to be referred to Finance/Executive Committee by Committee on Council, 2/18/08; Referred to Finance/Executive Committee by Full Council, 2/18/08); (Held, 2/27/08)

HELD

TO RESCIND ORDINANCE 07-O-2410

08-O-0295 (15) An Ordinance by Councilmembers H. Lamar Willis, Anne Fauver, Felicia A. Moore, Natalyn Archibong and Ivory Lee Young, Jr. to rescind Ordinance 07-O-2410; and for other purposes. **(Held, 2/13/08)**

HELD

A TWELFTH SUPPLEMENTAL BOND ORDINANCE

08-O-0299 (16) An Ordinance by Councilmember Howard Shook a Twelfth Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000, as previously amended and supplemented, to authorize the issuance by the City of Atlanta of its variable rate Airport General Revenue Refunding Bonds, Series 2008A, in one or more Series, in an aggregate principal amount of not to exceed \$550,000,000, each to bear interest in a variable rate mode; to refund all or a portion of the City's variable rate Airport General Revenue Refunding Bonds, Series 2003RF-B and Series 2003RF-C; to provide for a reasonably required Debt Service Reserve; to provide for the rights of the holders of said Bonds; to make certain other covenants and agreements in connection with the issuance of such Bonds; to provide certain terms and details of said Bonds, including authorizing delegated negotiated sales of said Bonds; to provide for the execution of certain agreements relating to one or more credit and/or liquidity facilities with respect to the Series 2008A Bonds; to pay expenses relating thereto; to authorize the preparation, use and distribution of one or more preliminary and final official statements in connection with the offer and sale of the Series 2008A Bonds; to provide for the annual submission of certain financial information and operating data pursuant to Rule 15C2-12 of the Securities and Exchange Commission; to designate one or more Underwriters and Remarketing Agents, and a Tender and Paying Agent and to approve forms of various other agreements in connection with the Issuance of said Bonds; providing for incidental action; providing for severability; to provide and effective date; and for other related purposes. **(Held, 2/13/08)**

HELD

TO AMEND ARTICLE X, "PROCUREMENT AND REAL ESTATE CODE"

08-O-0350 (17) An Ordinance by Councilmembers C. T. Martin, Joyce M. Sheperd, Anne Fauver, Caesar C. Mitchell, Howard Shook, Natalyn Archibong, Felicia A. Moore, Clair Muller, Ivory Lee Young, Jr., Kwanza Hall, Mary Norwood and H. Lamar Willis amending Article X, "Procurement and Real Estate Code", Division 1, "Generally" of the City of Atlanta's Code of Ordinances by creating a new Section 2-1114 entitled "Contract Monitoring Plan and Reporting Requirement" for all Contracts for ten million

dollars (\$10,000,000.00) or more; and for other purposes. **(Held, 2/27/08)**

FAVORABLE ON SUBSTITUTE

Deputy City Attorney Sparks stated that the Department of Law reviewed this and made changes to the paper. It requires reporting for contracts over \$10 million dollars or more. The language in bold constitutes the Substitute. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Years.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO PURCHASE PROPERTY LOCATED AT 207/211 VINE STREET AND 601/605 SPENCER STREET, ATLANTA, GEORGIA 30314

08-O-0402 (18) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to purchase property located at 207/211 Vine Street and 601/605 Spencer Street, Atlanta, Georgia 30314; to provide for the appraisal of the property; to obtain title reports; to negotiate the purchase price of the property; to authorize the use of legal proceedings if necessary to obtain the property; to accept funds in the amount of \$725,000.00 from the Atlanta Development Authority to be applied towards the purchase of the property; and for other purposes. **(Held, 3/12/08)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN APPROPRIATE LEASE/PURCHASE AGREEMENT

08-R-0405 (19) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Appropriate Lease/Purchase Agreement with Wachovia Bank, for _____, on behalf of the Office of the Mayor, in an amount not to exceed _____; to provide for advertisement in a newspaper of general circulation and set a Public Hearing; and for other purposes. **(Held, 2/27/08)**

HELD

Deputy City Attorney Sparks stated that it was forwarded to Council. The Substitute was the term sheet. Councilmember Maddox stated that we can move Forward With No Recommendation. Deputy City Attorney Sparks responded that this is the furniture and equipment for the Department of Public Works.

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH FULTON COUNTY DISTRICT ATTORNEY

08-R-0510 (20) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be Charged and and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**

HELD

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 5:30 p.m.

Respectfully submitted,

Lee Hannah, Acting CFO

Charlene Parker
Recording Secretary

“The Department of Finance... because customer service is important to us.”